

Performance Partnership Agreement

District of Columbia Department of the Environment U.S. Environmental Protection Agency Region III Fiscal Years 2012 and 2013

This Performance Partnership Agreement between the District of Columbia Department of the Environment and the U.S. Environmental Protection Agency Region III has been developed under the auspices of the National Environmental Performance Partnership System (NEPPS). This system provides the framework to develop collaborative approaches between states and the Environmental Protection Agency to implement performance-based partnerships to focus resources more effectively on joint goals and priorities for environmental protection.

I. Agreement Partners

This Performance Partnership Agreement (PPA or Agreement) is between the District of Columbia Department of the Environment (DDOE) and the U.S. Environmental Protection Agency Region III (EPA Region III), referred to collectively as "Partners".

II. Vision and Goal

The Partners have agreed that this PPA should reflect their joint vision to build and maintain a results-based, environmental management system within the District, while helping the District to move closer toward its vision to make DC the greenest, healthiest, and most livable city in the nation.

The Partners further agree that the overarching goal of this Agreement is to improve joint planning and priority setting, streamline administrative requirements, leverage resources effectively, and achieve the success measures outlined in this Agreement.

III. Objectives

For Federal Fiscal Years 2012 and 2013, the Partners agree to work collaboratively toward the following objectives:

1. Enhance a More Sustainable District of Columbia

In July 2011, Mayor Gray announced his intention to make DC the greenest, healthiest, and most livable city in the nation. As part of Sustainable DC, the District is drawing on the expertise of residents, local businesses and institutions, and local and federal government, to develop an aggressive leadership agenda in the following nine areas to

make this vision into a reality: energy, climate, water, nature, waste, transportation, food, the built environment, and the green economy. Sustainable DC is striving to make the District more environmentally, economically, and socially sustainable through goals such as combating climate change, conserving energy and water, preserving land and habitat, and promoting public transportation and community redevelopment.

This District initiative gives the Partners the opportunity to use the city as a test area and showcase for green programs designed to promote sustainability. Partners will work together in the following areas to integrate sustainability concepts across media programs to improve economic performance and environmental and social conditions through sustainable design, resource conservation, and reuse.

- a. **Climate Action:** Partners will work together to help the District meet the goal of its draft Climate Action Plan (CAP): *A Climate of Opportunity*. One goal of the CAP is to reduce greenhouse gas (GHG) emissions from government operations. The District has set draft reduction targets of 20% by 2012, 30% by 2020, and 80% by 2050. Buildings are a significant source of emissions and GHGs are generated by both District facilities as well as federal buildings within the District. One step toward meeting the District's targets is the implementation of the Federal Green Challenge (FGC). The FGC is a national initiative designed to achieve a 5% improvement per year in two of six focus areas (Energy, Electronics, Purchasing, Waste, Water, and Transportation). For the duration of this Agreement, in the focus area of Energy, the Partners will work together to recruit federal facilities as partners to "lead by example" in reducing the federal government's environmental footprint. Activities will include conducting federal building occupant outreach through webinars and factsheets, providing information to people on actions they can take to contribute to energy savings and reduce environmental impacts. These efforts will help the District move closer to its CAP targets.
- b. **Materials Management:** Partners will develop long-term goals in the District that are consistent with EPA Sustainable Materials Management Plans. These goals include: (1) the extension of composting infrastructure in the District and (2) workshops focused on the auto service sector that will promote managing and minimizing hazardous waste, including keeping waste out of stormwater, and reducing water and air pollution.
- c. **Brownfields:** Partners will work with an interagency taskforce to identify potentially contaminated and underutilized Brownfield properties and conduct Targeted Brownfields Assessments (TBA). Cleaning up and reinvesting in these properties increases local tax bases, facilitates job growth, utilizes existing infrastructure, takes development pressures off of undeveloped, open land, and both improves and protects the environment.

2. Restoration of Urban Waters

The Urban Waters initiative is designed to strengthen the connection that urban residents have with their local waterways, especially in underserved communities, and to improve collaboration among Federal and District agencies and other watershed organizations working to improve the waters. In addition to restoration and protection, green infrastructure is a key component of this effort. The Partners understand that aligning programs and goals so they advance community priorities is essential for communities to connect with, understand, and become stewards of their local waterways. Enhancing urban water quality and the adjacent land can promote community revitalization and contribute to improved health, as well as social and economic benefits in the District.

- a. **Urban Waters Federal Partnership (UWFP):** The Anacostia River Watershed is one of seven locations nationally selected for support from the UWFP. Recently, the UWFP-Anacostia sought and obtained a commitment from the United States Department of Energy and their Community Leaders Institute (CLI) to develop a forum that would bring together the community-based groups from Maryland and DC. The UWFP-Anacostia would use this meeting and the information gained from it to inform the workplan and to lay a foundation for strong community relationships necessary to sustain the initiative. The Partners will identify opportunities to support and enhance planned community activities and transfer successes to other urban watersheds in the District. Additionally, UWFP-Anacostia has collaborated to develop a web-based mapping product that identifies the locations of and provides brief descriptions of over 50 ongoing projects in the Anacostia watershed. The Partners will continue to develop this tool and possibly make it available for community partners to input their community watershed-related activities as well.
- b. **Stormwater:** In October 2011, EPA renewed the District's municipal separate storm sewer system (MS4) permit which requires new green performance standards for controlling urban stormwater runoff, including green roofs, tree planting, and retaining rainfall on-site from redevelopment projects. Because the District cannot meet MS4 permit requirements or the Chesapeake Bay Total Maximum Daily Load (TMDL) requirements without the cooperation of the federal community in DC, the Partners will work with appropriate federal agencies to determine actions that will lead to cooperation and active participation in these initiatives, including commitments to implement green infrastructure to reduce stormwater pollutant loading.
- c. **Contaminated Sites:** In coordination with other federal agencies, the Partners will continue to focus clean-up efforts on identified potential land-based sources of contamination to the Anacostia watershed, including Kenilworth Landfill, Washington Gas & Light, PEPCO Benning Road, Poplar Point, Washington Navy Yard, and GSA/Southeast Federal Center and identify and assess other potential sources of contamination to determine if cleanup is necessary.

3. Build Capacity within DDOE

The Partners have been working collaboratively to assess the strengths of DDOE's environmental programs for several years and have identified areas in need of improvement. This effort, started in 2007 with a Memorandum of Understanding (MOU) and built upon in the FY 2010-2011 Performance Partnership Agreement, continues to be a significant area of focus to realize and sustain substantial capacity improvements over time. The Partners will implement strategies to improve and build capacity in DDOE-wide enforcement activities, air quality permitting and enforcement programs and in grants management including milestones that can be achieved within the timeframe of this Agreement.

IV. Administering the Agreement

The Partners shall each assign senior managers as the Lead Director for the listed objectives. The Lead Directors will be responsible for the implementation of the Priority Program Objectives. Success indicators under the three objectives are to be achieved within the next two years and used as the metric in determining whether the stated objectives were met. The Partners shall assign Lead Directors no later than three weeks after the Partners sign the Agreement.

To assess the progress of the work, Lead Directors from DDOE and EPA Region III will be responsible for conducting quarterly meetings/videoconferences (VC). These meetings/calls will be the formal reporting mechanism to gauge how well the objectives are being met as well as to discuss any challenges, issues, or concerns that are hindering progress. Modifications to the success indicators can be made by mutual accord. The first meeting/VC will be conducted no later than two months after the Partners sign the Agreement.

The Partners agree to further develop electronic, shared access to relevant public information developed in accordance with the implementation of the PPA; to communicate with each other on a regular basis; and to conduct semi-annual meetings or VCs with signatories to discuss the overall progress in accomplishing the objectives.

Nothing in this PPA shall expand or diminish either Partner's authority. This document is intended solely as guidance for the employees of the Partners. It is not a rule and does not create any legal obligations or rights.

The Partners further agree that nothing in this PPA should be read or construed to abrogate or alter the responsibilities, authorities, and procedures conferred upon each by statute, regulation, delegation, grant or authorization agreement. Further, this Agreement does not replace or supersede current grant or authorization agreements entered into previously between DDOE and EPA Region III. It does, however, define principles and priorities for the development of future grants and authorization agreements between the Partners.

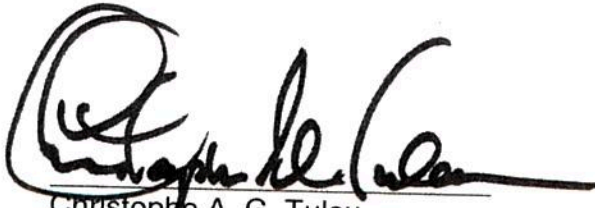
V. Dispute Resolution

The Partners are committed to timely resolution of disputes and agree to treat the resolution process as an opportunity to improve joint efforts. Sincere attempts should be made to resolve disputes at the staff level. Where disputes cannot be resolved within a two-week period, each Partner shall elevate the issue to a higher equivalent level in comparable fashion within their organization and continue this elevation process until a resolution is found.

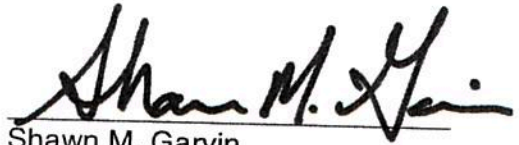
VI. Timeframe

This Agreement covers the period from the date both parties have signed the Agreement to September 30, 2013, unless further amended or extended by mutual consent.

VII. Responsible Officials



Christophe A. G. Tulou
Director
District Department of the Environment



Shawn M. Garvin
Regional Administrator
U.S. Environmental Protection Agency
Region III

Date: Feb. 28, 2012

Wm. H. Hall

George H. Hall

Feb. 28